IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA, :

v.

ELIJAH SMITH, : Criminal No. 04-411-1 and

Criminal No. 05-126-2

Defendant/Petitioner.

:

ORDER

AND NOW, this 19th day of October, 2023, upon consideration of the Petitioner's *Motion* to Vacate, Set Aside, or Correct the Sentence pursuant to 28 U.S.C. § 2255 (ECF No. 163)¹ and Petitioner's Motion to Amend (ECF No. 197), filed pro se, and all papers submitted in support thereof or in opposition thereto, it is hereby **ORDERED** that such Motions are **DENIED** for the reasons set forth in this Court's accompanying Memorandum.

IT IS SO ORDERED.

BY THE COURT:

/s/ John Milton Younge

Judge John Milton Younge

¹ All ECF references are to the criminal case docketed at 04-cr-411-JMY-1.